

**Vogt, Diana**

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**From:** Vogt, Diana  
**Sent:** Wednesday, June 28, 2017 10:25 AM  
**To:** Timothy R. Engler; Sheila A. Bentzen  
**Cc:** Law Office; Robert Sherrets; Mark A. Fahleson  
**Subject:** RE: Bill Startzer deposition

**Follow Up Flag:** Follow up  
**Flag Status:** Completed

My concern is more communications having to do with internal matters relevant to Mr. Pillen's allegations that Ms. Rasby was for some reason misallocating charges among companies.

Maybe they had in person discussions or maybe she just sent paperwork to him for signature and there would be no communications, but if there are any communications discussing allocations, and/or inter-company billings we would need those. Also, I would expect some kind of communication from Mr. Pillen to Ms. Rasby complaining about things like her car lease prior to our filing suit if in fact that was not a permissible expense.

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**From:** Timothy R. Engler [mailto:TEngler@remboltlawfirm.com]  
**Sent:** Wednesday, June 28, 2017 10:22 AM  
**To:** Vogt, Diana ; Sheila A. Bentzen

**Cc:** Law Office ; Robert Sherrets ; Mark A. Fahleson  
**Subject:** RE: Bill Startzer deposition

We are looking at the Humphrey Equipment income statements issue right now. As to the communications issue, I am not sure what you are looking for us to do. Are you looking for confirmation that we have produced all communications involving Rasby's buyout or is it broader than that?

**Timothy R. Engler** • ATTORNEY  
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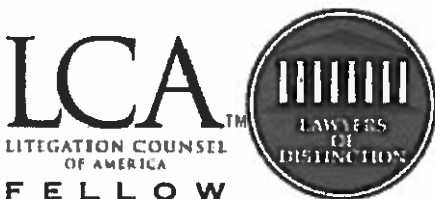
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**From:** Vogt, Diana [<mailto:dvogt@sherrets.com>]  
**Sent:** Wednesday, June 28, 2017 10:12 AM  
**To:** Timothy R. Engler <[TEngler@remboltlawfirm.com](mailto:TEngler@remboltlawfirm.com)>; Sheila A. Bentzen <[SBentzen@remboltlawfirm.com](mailto:SBentzen@remboltlawfirm.com)>  
**Cc:** Law Office <[law@sherrets.com](mailto:law@sherrets.com)>; Robert Sherrets <[rsherrets@sherrets.com](mailto:rsherrets@sherrets.com)>; Mark A. Fahleson <[MFahleson@remboltlawfirm.com](mailto:MFahleson@remboltlawfirm.com)>  
**Subject:** RE: Bill Startzer deposition

No, as long as it's mutual. However, have you looked into the income statements/communications issue because if we're going to have to go to the court about one thing I would want to raise everything at once rather than bother her multiple times.

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**From:** Timothy R. Engler [<mailto:TEngler@remboltlawfirm.com>]  
**Sent:** Wednesday, June 28, 2017 9:26 AM  
**To:** Vogt, Diana <[dvogt@sherrets.com](mailto:dvogt@sherrets.com)>; Sheila A. Bentzen <[SBentzen@remboltlawfirm.com](mailto:SBentzen@remboltlawfirm.com)>  
**Cc:** Law Office <[law@sherrets.com](mailto:law@sherrets.com)>; Robert Sherrets <[rsherrets@sherrets.com](mailto:rsherrets@sherrets.com)>; Mark A. Fahleson <[MFahleson@remboltlawfirm.com](mailto:MFahleson@remboltlawfirm.com)>  
**Subject:** RE: Bill Startzer deposition

During our telephone conversation yesterday I don't believe we finalized any decision on our request for more time on the Daubert motions. If we file a motion for additional time on this limited matter, would you have any objections?

**Timothy R. Engler** • ATTORNEY  
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**From:** Vogt, Diana [<mailto:dvogt@sherrets.com>]  
**Sent:** Friday, June 16, 2017 9:45 AM  
**To:** Timothy R. Engler <[TEngler@remboltlawfirm.com](mailto:TEngler@remboltlawfirm.com)>; Sheila A. Bentzen <[SBentzen@remboltlawfirm.com](mailto:SBentzen@remboltlawfirm.com)>  
**Cc:** Law Office <[law@sherrets.com](mailto:law@sherrets.com)>; Robert Sherrets <[rsherrets@sherrets.com](mailto:rsherrets@sherrets.com)>; Mark A. Fahleson <[MFahleson@remboltlawfirm.com](mailto:MFahleson@remboltlawfirm.com)>  
**Subject:** RE: Bill Startzer deposition

That works., Although if we go to Columbus we can all have lunch at A & W (which probably means nothing to the young 'uns)

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**From:** Timothy R. Engler [<mailto:TEngler@remboltlawfirm.com>]  
**Sent:** Friday, June 16, 2017 9:35 AM  
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**Cc:** Law Office <[law@sherrets.com](mailto:law@sherrets.com)>; Robert Sherrets <[rsherrets@sherrets.com](mailto:rsherrets@sherrets.com)>; Mark A. Fahleson <[MFahleson@remboltlawfirm.com](mailto:MFahleson@remboltlawfirm.com)>  
**Subject:** RE: Bill Startzer deposition

I will check to make sure on our end. Let's set the location for our office.

**Timothy R. Engler** • ATTORNEY  
[tengler@remboltlawfirm.com](mailto:tengler@remboltlawfirm.com)

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**From:** Vogt, Diana [<mailto:dvogt@sherrets.com>]  
**Sent:** Friday, June 16, 2017 9:30 AM  
**To:** Timothy R. Engler <[TEngler@remboltlawfirm.com](mailto:TEngler@remboltlawfirm.com)>; Sheila A. Bentzen <[SBentzen@remboltlawfirm.com](mailto:SBentzen@remboltlawfirm.com)>  
**Cc:** Law Office <[law@sherrets.com](mailto:law@sherrets.com)>; Robert Sherrets <[rsherrets@sherrets.com](mailto:rsherrets@sherrets.com)>  
**Subject:** RE: Bill Startzer deposition

Let's set Pillen's for July 20. I'm waiting for input from Bob and Jim regarding order of witnesses – if we set Pillen for July 20 we've got days on either side, depending on their thoughts.

I will be sending out a deposition notice for him and also a 30(b)(6) notice setting that depo for Friday the 21<sup>st</sup>. If Mr. Pillen is the 'most knowledgeable' person on the matters for 30(b)(6), we can move the time to the 20<sup>th</sup>.

P.S. to Sheila, how's the baby?

*Diana J. Vogt, J.D.*  
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**From:** Timothy R. Engler [<mailto:TEngler@remboltlawfirm.com>]  
**Sent:** Thursday, June 15, 2017 5:46 PM  
**To:** Vogt, Diana <[dvogt@sherrets.com](mailto:dvogt@sherrets.com)>  
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**Subject:** RE: Bill Startzer deposition

Please ignore the Deposition notice for Startzer. We will file an amended one.

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**From:** Timothy R. Engler  
**Sent:** Wednesday, June 14, 2017 11:10 AM  
**To:** Vogt, Diana <[dvogt@sherrets.com](mailto:dvogt@sherrets.com)>  
**Cc:** Sheila A. Bentzen <[SBentzen@remboltlawfirm.com](mailto:SBentzen@remboltlawfirm.com)>; Law Office <[law@sherrets.com](mailto:law@sherrets.com)>; Robert Sherrets <[rsherrets@sherrets.com](mailto:rsherrets@sherrets.com)>  
**Subject:** Re: Bill Startzer deposition

Great. 9:30 works. I will get the reporter. I assume your office for location.

Sent from my phone so pardon any mistakes.

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On Jun 14, 2017, at 10:50 AM, Vogt, Diana <[dvogt@sherrets.com](mailto:dvogt@sherrets.com)> wrote:

I have tentatively set Bill Startzer's deposition for Tuesday the 24<sup>th</sup>. That date works for him. 9:00 or 9:30 a.m.?

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